IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

NOTICE OF MOTION NO.630 OF 2005

IN

PAUPER PETITION NO.13 OF 2003

...

Laxminarayan A. Gupta ...Petitioner

v/s.

Baljor P. Yadav & Another ...Respondents

...

Mr.V.R.Tripathi i/b V.R. Tripathi & Co. for the Petitioner.

Mr.R.R.Sharma for Respondent No.1.

...

CORAM: D.K.DESHMUKH, J.

DATED: 18TH MARCH,2006

P.C.:

By consent of parties the motion is disposed of in following terms:-

(i) Motion is granted in terms of prayer clause (a). The Receiver, however, is directed not to disturb the possession of the Respondent No.1.

(ii) Respondent No.1 is willing to be appointed as agent of the Receiver to run the flour mill.

(iii) The Receiver shall appoint the Respondent No.1 as agent of the Receiver on usual terms and conditions including royalty and security.

(iv) The Receiver shall fix the amount of royalty after hearing both sides.

(v) Whatever amount of royalty is fixed, the Respondent No.1 shall deposit 50% of that amount in court with due intimation to the Petitioner, and the Receiver shall, after deducting the expenditure, if

any, of the Receiver, permit the Petitioner to withdraw the amount.

(vi) Till the Receiver takes possession and appoints the Respondent No.1 as his agent, ad-interim order in terms of prayer clause (c) shall operate.

(vii) Motion disposed of.

...